



Patent
SCRIP1460

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Hugli and Jackson	Art Unit:	1644
Application No.:	09/922,236	Examiner:	Nolan, Patrick
Filed:	August 2, 2001	Confirmation No.:	8664
		USPTO Confirmation No.:	28213
Title:	DIAGNOSTIC MARKERS OF LIVER DYSFUNCTION		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

DECLARATION UNDER 37 C.F.R. § 1.132

I, Dr. Tony E. Hugli and Dr. Craig M. Jackson, declare and state that:

1. We are co-inventors of the subject matter described and claimed in the U.S. Patent Application Serial No. 09/922,236, filed on August 2, 2001 entitled, "Diagnostic markers of liver dysfunction".
2. We are familiar with the prosecution history of Patent Application Serial No. 09/922,236.
3. We understand that the Examiner rejected claims 1-3, 5-12, 14, 16 and 18-19 under 35 U.S.C. § 102(a) as there are non-applicant co-authors on the Hayashi et al. reference (Fourteenth Symposium of the Protein Society, August 5-9, 2000). The authors of the Hayashi, *et al.* reference are Joichiro Hayashi and Tony E. Hugli.
4. We also understand that the above-identified reference abstract was not mailed to Symposium participants prior to the Symposium date of August 5th, 2000.

5. The above-identified abstract reference is describing Dr. Tony E. Hugli's work and was originated by, or obtained from, him.
6. We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: _____

Date: Sept 4, 2005

Dr. Tony E. Hugli

Craig M. Jackson
Dr. Craig M. Jackson